



9-25-3

RCE/3731

Express Mail Mailing Label No. EV260609491US

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

ADDRESS TO: Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Application No.	09/666,452
Filing Date	September 21, 2000
First Named Inventor	Kleshinski
Group Art Unit	3731
Examiner Name	Truong, Kevin Thao
Attorney Docket No.	NMT-010CP2

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTES

RCE v. CPA: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA.

FEE AND SUBMISSION REQUIRED: A submission as used in this section includes, but is not limited to, an information disclosure statement, an amendment to the written description, claims, or drawings, new arguments, or new evidence in support of patentability. If reply to an Office action under 35 U.S.C. 132 is outstanding, the submission must meet the reply requirements of § 1.111 (see 37 C.F.R. 1.114 (c)).

RCE APPLIES TO: An application in which prosecution is closed (see 37 C.F.R. § 1.114 (b)).

RCE DOES NOT APPLY TO: (1) A provisional application; (2) an application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) an international application filed under 35 U.S.C. 363 before June 8, 1995; (4) an application for a design patent; or (5) a patent under reexamination (see 37 C.F.R. 1.114(e)).

1. SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114

- a. Enter and consider the unentered amendment under 37 C.F.R. § 1.116 previously filed on _____.
- b. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- c. Amendment/Response enclosed.
- d. Affidavit(s)/Declaration(s) enclosed.
- e. Information Disclosure Statement (IDS) enclosed.
 - i. PTO-1449
 - ii. Copies of IDS Citations (A1-A44, C1-C4)
- f. Other _____

RECEIVED

SEP 29 2003

TECHNOLOGY CENTER R3700

2. RCE FEE REQUIRED UNDER 37 C.F.R. § 1.114

- a. Small entity status
 - i. was established in the prior nonprovisional application.
 - ii. is established herewith by the enclosed written assertion of entitlement to small entity status.
- b. A Petition and Fee for Extension of Time for _____ months up to and including _____ is enclosed herewith.
- c. A check in the amount of \$ 519.00 (\$375.00 for the RCE Fee and \$144.00 for Amendment Claim Fees) is enclosed.
- d. The Commissioner is hereby authorized to charge the required fee(s), i.e., \$ _____, to Deposit Account No. 20-0531.
- e. The Commissioner is hereby authorized to credit overpayments or charge any additional fees required for this submission under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 20-0531.

09/26/2003 AWONDAF1 00000035 09666452

01 FC:2801
 02 FC:2202

375.00 OP
 144.00 OP

3. MISCELLANEOUS

a. Return Receipt Postcard enclosed.
b. Other _____.

CORRESPONDENCE ADDRESS	SIGNATURE BLOCK
<p>Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibeault, LLP High Street Tower 125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100</p>	<p>Respectfully submitted,</p> <p><i>Ronda P. Moore, D.V.M.</i> Ronda P. Moore, D.V.M. Attorney for the Applicants Testa, Hurwitz & Thibeault, LLP High Street Tower 125 High Street Boston, MA 02110</p>

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**FEES TRANSMITTAL
FY 2003**

Complete if Known	
Application Serial Number	09/666,452
Filing Date	September 21, 2000
First Named Inventor	Kleshinski
Group Art Unit	3731
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METHOD OF PAYMENT		FEE CALCULATION (continued)		
1. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other		3. ADDITIONAL FEES		
2. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531. <input type="checkbox"/> Required Fees (copy of this sheet enclosed). <input checked="" type="checkbox"/> Additional fee required under 37 CFR 1.16 and 1.17. <input checked="" type="checkbox"/> Overpayment Credit.		Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description
3. <input checked="" type="checkbox"/> Applicant claims small entity status.				Fee Paid
FEE CALCULATION				
1. FILING FEE				
Large Entity Fee (\$)	Fee Description	Fee Paid		
750	Utility filing fee			
330	Design filing fee			
160	Provisional filing fee			
Number Filed	Number Extra	Rate	Amount	
Total Claims	- 20 =	x \$ 18.00 =		
Independent Claims	- 3 =	x \$ 84.00 =		
<input type="checkbox"/> Multiple Dependent Claim(s), if any		\$280.00 =		
TOTAL: SMALL ENTITY DISCOUNT: SUBTOTAL (1) (\$ 0.00)				
2. AMENDMENT CLAIM FEES				
Claims Remaining After Amend.	Highest No. Previously Paid For	Present Extra	Rate	Fee Paid
Total 44	- 28 =	16	x \$ 18.00 =	288.00
Indep. 2	- 3 =	0	x \$ 84.00 =	0.00
<input type="checkbox"/> First Presentation of Multiple Dep. Claim			+ \$280.00	
			=	
TOTAL:			(\$288.00)	
SMALL ENTITY DISCOUNT:			(\$144.00)	
SUBTOTAL (2)			(\$144.00)	
CORRESPONDENCE ADDRESS				
Direct all correspondence to:		SIGNATURE BLOCK		
Patent Administrator Testa, Hurwitz & Thibeault, LLP High Street Tower-125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100		<p>Date: September 24, 2003 Reg. No.: 44,244 Tel. No.: (617) 248-7044 Fax No.: (617) 248-7100</p> <p>Respectfully submitted, <i>Ronda P. Moore, D.V.M.</i> Ronda P. Moore, D.V.M. Attorney for the Applicants Testa, Hurwitz & Thibeault, LLP High Street Tower-125 High Street Boston, MA 02110</p>		